IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 939 OF 2005
IN
CRIMINAL APPLICATION NO. 1761 OF 2005

Swati Santosh Bhat . ... Applicant.

V/s

The State of Maharashtra .. .. Respondents.

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.) Court's or Judge's Orders

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Mr.Sidharth Karpe i/by Y.K.S.Legal., Adv. For the applicant.

Smt.V.R.Bhosale, APP for the respondent.

CORAM:V.G. PALSHIKAR, Ag. C.J.

AND

SMT. NISHITA MHATRE, J.

22.9.2006.

PC:

By this application the applicant seeks permission to go abroad as her husband being employee of M/s.Patni Software Company is being posted either at U.S.A. or U.K. In the reply affidavit by the State in this application certain queries were made and therefore an affidavit was sought from the applicant.

The affidavit is filed, para 2 of which read as under :

> "2. I say that my husband employee of Patni Software Company, Pune is likely to be posted outside India most probably at U.S.A or U.K. Within short time. I say that after departure from India at the place of posting of my husband, within four weeks, I will through my advocate intimate my residential address of abroad to Sahakarnagar Police Station, Pune and also to Lonawala Police station, Lonawala, District Pune."

2. In view of this undertaking and taking into consideration the circumstance that the applicant-original accused was acquitted by the Court of Competent Jurisdiction we see no reason to deny this permission to the applicant. The applicant is therefore permitted to accompanpy her husband aboard on her giving undertaking to return to India as and when required and to supply her address as agreed in para 2 quoted above. She should also intimate the probable duration for which she will be required to stay abroad.

3. Application accordingly stands disposed of.